

Gregory J. Arpin, WSBA #2746  
Donald G. Stone, WSBA #7547  
PAINE, HAMBLIN, COFFIN,  
BROOKE & MILLER LLP  
717 W. Sprague Avenue, Suite 1200  
Spokane, Washington 99201-3505  
Telephone: (509) 455-6000  
Facsimile: (509) 838-0007

The Honorable Edward F. Shea

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

JUL 31 2003

JAMES R. LARSEN, CLERK  
DEPUTY  
SPOKANE, WASHINGTON

Attorneys for Defendants Watchtower  
and Othello (North) Spanish Congregation

**UNITED STATES DISTRICT COURT FOR THE  
EASTERN DISTRICT OF WASHINGTON**

ERICA RODRIGUEZ, a single  
person,

Plaintiff,

vs.

WATCHTOWER BIBLE and  
TRACT SOCIETY OF NEW YORK,  
INC., et al.

Defendants.

No. CS-02-0190-EFS

**AFFIDAVIT OF DR. PARK  
DIETZ IN SUPPORT OF  
MOTION FOR SUMMARY  
JUDGMENT**

AFFIDAVIT OF DR. PARK DIETZ IN  
SUPPORT OF MOTION FOR SUMMARY  
JUDGMENT - 1

PAINE, HAMBLIN, COFFIN, BROOKE & MILLER LLP  
717 WEST SPRAGUE AVENUE, SUITE 1200  
SPOKANE, WA 99201 PHONE: (509) 455-6000

1 STATE OF WASHINGTON )  
2 ) ss  
3 County of Spokane )

4 DR. PARK DIETZ, being first duly sworn on oath, declares and  
5 states:  
6

7 1. I am a forensic psychiatrist and criminologist, holding degrees of  
8 M.D., M.P.H., and Ph.D. My report and curriculum vitae have been filed in  
9 this matter, and my report sets out the underlying data upon which my  
10 opinions in this matter are based. I am over the age of majority and competent  
11 to testify to the matters contained herein.  
12  
13

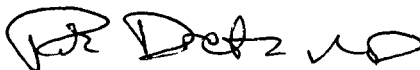
14 2. Based on the data identified in my report, and particularly the  
15 information provided by Erica Rodriguez in her deposition testimony and  
16 Answers to Interrogatories and the Affidavit of Maggie Garza Ramirez, it is  
17 my opinion that the alleged kissing event involving Ms. Rodriguez' then-  
18 seven-or-eight-year-old cousin, Maggie Garza, and Manuel Beliz (recalled by  
19 Ms. Rodriguez as occurring when she was age seven), would not have put the  
20 Watchtower or the Othello Spanish Congregation on notice that Mr. Beliz was  
21 a pedophile, had a propensity to sexually abuse children, or was likely to  
22 molest children in general or Ms. Rodriguez in particular.  
23  
24  
25  
26  
27  
28

29  
30 AFFIDAVIT OF DR. PARK DIETZ IN  
SUPPORT OF MOTION FOR SUMMARY  
JUDGMENT - 2

*PAINE, HAMBLIN, COFFIN, BROOKE & MILLER LLP*  
717 WEST SPRAGUE AVENUE, SUITE 1200  
SPOKANE, WA 99201 PHONE: (509) 455-6000

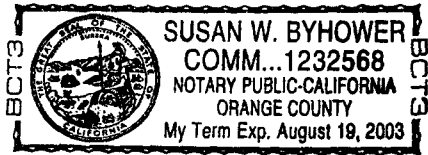
1           3.     In American culture, it is common and acceptable for adults to  
2 kiss young children out of healthy affection. As just two examples, I would  
3 point to the practice of political candidates kissing babies and the recent  
4 baptism of my own grandchildren, at which the officiating female clergy  
5 directed the children to go about the room and receive kisses from each of the  
6 family members and family friends in attendance. In my opinion, a reasonably  
7 prudent person or organization could not construe Mr. Beliz' brief kiss of a  
8 seven- or eight-year-old girl who was a friend of the family and had just  
9 helped Mr. Beliz as notice to the Watchtower or the Othello Spanish  
10 Congregation that Mr. Beliz was a pedophile, child molester, or person with a  
11 proclivity to sexually abuse children.  
12

13           4.     In submitting the foregoing I have not had the opportunity to  
14 review the anticipated depositions of Mr. White, Mr. Chicas, or Mr. Melendez.  
15 I reserve the right to supplement these opinions after having an opportunity to  
16 review these depositions or other information that becomes available.  
17

18  
19  
20  
21  
22  
23  
24 

25 PARK DIETZ, M.D., M.P.H., Ph.D.  
26

1 SIGNED AND SWORN to before me this 25 day of July 2003, by  
2 PARK DIETZ.



*Susan W. Byhower*  
7 NOTARY PUBLIC in and for the State  
8 of California, residing at 537 Newport Center Dr.  
9 My commission expires: Aug. 19, 2003  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

29 AFFIDAVIT OF DR. PARK DIETZ IN  
30 SUPPORT OF MOTION FOR SUMMARY  
JUDGMENT - 4

PAINE, HAMBLIN, COFFIN, BROOKE & MILLER LLP  
717 WEST SPRAGUE AVENUE, SUITE 1200  
SPOKANE, WA 99201 PHONE: (509) 455-6000

**CERTIFICATE OF SERVICE**

I certify that on this 31 day of July 2003, a true and correct copy of the foregoing AFFIDAVIT OF DR. PARK DIETZ, was caused to be served as indicated below and addressed as follows:

Richard C. Eymann  
EYMANN, ALLISON, FENNESSY,  
HUNTER & JONES, P.S.  
601 West Main Avenue, Suite 801  
Spokane, WA 99201

☐ U.S. MAIL  
☒ HAND-DELIVERED  
☐ OVERNIGHT MAIL  
☐ TELECOPY (FAX)

Attorneys for Plaintiff

Timothy D. Kosnoff  
Attorney at Law  
Bellevue Place Building  
800 Bellevue Way N.E., Suite 300  
Bellevue, WA 98004-4229

☒ U.S. MAIL  
☐ HAND-DELIVERED  
☐ OVERNIGHT MAIL  
☒ TELECOPY (FAX)

Attorneys for Plaintiff

Jeffrey R. Anderson  
Jodean A. Thronson  
Cynthia J. Waldt  
JEFF ANDERSON & ASSOCIATES, P.A.  
E-1000 First National Bank Bldg.  
332 Minnesota Street  
St. Paul, MN 55101

☒ U.S. MAIL  
☐ HAND-DELIVERED  
☐ OVERNIGHT MAIL  
☒ TELECOPY (FAX)

Attorneys for Plaintiff

1  
2 Manuel L. Beliz, #783393,G-C-17  
3 STAFFORD CREEK CORRECTIONAL  
4 CENTER  
5 191 Constantine Way  
6 Aberdeen, WA 98520  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30

☒ U.S. MAIL  
☐ HAND-DELIVERED  
☐ OVERNIGHT MAIL  
☒ TELECOPY (FAX)



GREGORY J. ARPIN  
DONALD G. STONE

00127084:drs

AFFIDAVIT OF DR. PARK DIETZ IN  
SUPPORT OF MOTION FOR SUMMARY  
JUDGMENT - 6

*PAINE, HAMBLIN, COFFIN, BROOKE & MILLER LLP*  
717 WEST SPRAGUE AVENUE, SUITE 1200  
SPOKANE, WA 99201 PHONE: (509) 455-6000